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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 MARGARET ZEMAK,

11 Plaintiff,

12 v.

13 BANK OF AMERICA
14 CORPORATION, et al.,

15 Defendants.

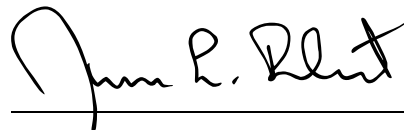
CASE NO. C16-0581JLR

ORDER STRIKING DISCOVERY
MOTION

16 Before the court is Plaintiff Margaret Zemak's motion to compel Defendant Bank
17 of America Corporation to produce Federal Rule of Civil Procedure 36(b)(6) deponents
18 in the Western District of Washington and not in North Carolina or Nevada. (Mot. (Dkt.
19 # 33).) Ms. Zemak filed that motion without first requesting a conference with the court.
20 (See Dkt.) The motion therefore contravenes the court's April 24, 2017, scheduling
21 order. (See Sched. Order (Dkt. # 20) at 2 (citing Fed. R. Civ. P. 16(b)(3)(B)(v))
22 ("[P]ursuant to Federal Rule of Civil Procedure 16, the Court 'direct[s] that before

1 moving for an order relating to discovery, the movant must request a conference with the
2 court' by notifying [the courtroom deputy]" (second alteration in original)); *see*
3 *also* Fed. R. Civ. P. 16(b)(3)(B)(v) (permitting the court, in its scheduling order, to
4 "direct that before moving for an order relating to discovery, the movant must request a
5 conference with the court"). The court therefore STRIKES Ms. Zemak's motion to
6 compel (Dkt. # 33) without prejudice to refiling the motion in a manner that comports
7 with the court's scheduling order.

8 Dated this 29th day of December, 2017.

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11 JAMES L. ROBART
12 United States District Judge
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